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9 Attorneys for Defendant Sylviane Whitmore

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA,  
13  
14 Plaintiff,

15 vs.

16 PHILIP HURBACE,  
17 SYLVIANE WHITMORE,  
18 LARRY MCDANIEL,  
19  
20 Defendants.

Case No.: 2:17-cr-110 APG-DJA

**STIPULATION TO EXTEND  
DEADLINE TO FILE REPLY; AND TO  
CONTINUE SENTENCING HEARING  
DATES**

21 The parties, Phillip Hurbace, by and through his counsel, Osvaldo Fumo, Esq.,  
22 Sylviane Whitmore, by and through her counsel, Lisa A. Rasmussen, Larry McDaniel,  
23 by and through his counsel, Daniel Hill, and the United States, by and through its  
24 counsel, Assistant United States Attorney Richard Anthony Lopez, hereby stipulate as  
25 follows:  
26  
27

28 STIPULATION TO EXTEND DEADLINE TO FILE REPLY; AND TO CONTINUE SENTENCING HEARING  
DATES - 1

1           1.       Presently, Defendants' Reply to their Motion for New Trial is due on  
2 today's date.

3           2.       Defense counsel seek an 18 day extension of this deadline, to September  
4 16, 2022.

5           3.       The government does not oppose this extension of time.

6           4.       Presently, all three defendants are scheduled to be sentenced on September  
7 22, 2022 at 10:30 am (Hurbace); 1:30 pm (McDaniel) and 2:30 pm (Whitmore). Due to  
8 the extension requested herein and to provide the court sufficient time to rule on the  
9 pending Motion for New Trial, and the potential impact on any sentence for Whitmore  
10 and McDaniel, the parties stipulate that it in the best interest to continue the sentencing  
11 dates to a date not earlier than December 2022.

12           5.       Denial of this request would cause prejudice to the Defendants Whitmore  
13 and McDaniel and this request for an extension of time is not made for the purpose of  
14 delay.  
15

16           Dated this 29th day of August 2022.

17                   **The Law Offices of Kristina Wildeveld & Associates,**

18  
19                                   */s/ Lisa A. Rasmussen*

20                                   \_\_\_\_\_  
21                                   LISA A. RASMUSSEN, ESQ.  
22                                   Counsel for Sylviane Whitmore

23                                   **Hill Law Firm,**

24                                   */s/ Daniel Hill*

25                                   \_\_\_\_\_  
26                                   DANIEL HILL, ESQ.  
27                                   Counsel for Larry McDaniel

**Pitaro & Fumo**

*/s/ Osvaldo Fumo*

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OSVALDO FUMO, ESQ.  
Counsel for Phillip Hurbace

**JASON FRIERSON,  
United States Attorney  
District of Nevada**

*/s/ Richard Anthony Lopez*

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BY: RICHARD ANTHONY LOPEZ  
Assistant United States Attorney

**ORDER**

Pursuant to the Stipulation of the parties, and good cause appearing,  
IT IS HEREBY ORDERED that the deadline for Defendants to file their Reply to  
the Motion for New Trial is hereby extended to September 16, 2022.

IT IS FURTHER ORDERED that the sentencing dates presently scheduled for  
10:30 a.m., 1:30 p.m. and 2:30 p.m. on September 22, 2022 are hereby reset to:

9:00 a.m. on January 19, 2023, for Phillip Hurbace;

1:30 p.m. on January 19, 2023, for Larry McDaniel; and

2:30 p.m. on January 19, 2023, for Sylviane Whitmore.

Dated: August 30, 2022



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The Honorable Andrew P. Gordon  
United States District Judge

STIPULATION TO EXTEND DEADLINE TO FILE REPLY; AND TO CONTINUE SENTENCING HEARING  
DATES - 3